

## DECLARATION AND POWER OF ATTORNEY

Gregg Wagner, Gary Emerson, and Robert Stewart, the petitioners, declare that they are citizens of the United States of America, and residents at the post office addresses set forth below, respectively.

That we verily believe that we are the original, first, and sole inventors of an invention entitled "**COLOR COMPARISON DEVICE FOR USE WITH POCKET PC OR PALMTOP COMPUTERS**" described and claimed in the specifications and shown in the drawings;

That we have reviewed and understand the contents of the specifications, any claims and any amendments to the specifications and claims;

That we do not know and do not believe that the invention was ever known or used in the United States before our invention thereof, or patented or described in any printed publication in any country before our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States more than one year prior to this application;

That we acknowledge our duty to disclose information of which we are aware and which is material to the examination of this application in accordance with Title 37 C.F.R. § 1.56(a);

That the subject invention has not been patented or made the subject matter of an inventor's certificate issued before the date of this application in any country foreign to the United States on an application filed by any of us or our legal representatives or assigns more than 12 months prior to this application; and

That no application for patent or inventor's certificate on the subject invention has been filed by any of us or our representatives or assigns in any country foreign to the United States.

As the named inventor, we hereby appoint the following attorneys to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith.

GAYLE L. STRONG  
EDWIN H. CRABTREE

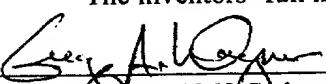
Registration Number 36,842  
Registration Number 26,720

Send All Correspondence To:  
EDWIN H. CRABTREE  
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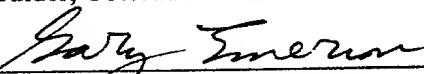
Direct All Telephone Calls To:  
EDWIN H. CRABTREE  
303 322 7460

The undersigned petitioners declare further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The inventors' full names and addresses are:

  
\_\_\_\_\_  
Gregg Wagner, 1368 Cedar Avenue  
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September 27, 2000  
Date

  
\_\_\_\_\_  
Gary Emerson, 34226 Gap Road  
Golden, Colorado 80403

Sept. 27, 2000  
Date

  
\_\_\_\_\_  
Robert Stewart, c/o 2820 Wilderness Place  
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27 Sep 2000  
Date